

JOURNAL OF THE HOUSE.

Monday, July 15, 2013.

Met at six minutes after eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

*Message from the Governor — Disapprovals and
Recommendations of Amendments in
General Appropriation Bill.*

A message from His Excellency the Governor returning with his disapproval of certain items and sections, and also with recommendations of amendments of certain sections contained in the engrossed Bill making appropriations for the fiscal year 2014 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 3538) (for message, see House, No. 3566), filed in the office of the Clerk on Friday, July 12, was read. General
Appropriation
Bill,—
disapprovals
and
amendments.

So much of the message as relates to the disapprovals were referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to the sections returned with recommendations of amendments were referred, as follows:

Sections 8 and 13 — Printed as House, No. 3558;

Section 19 — Printed as House, No. 3559;

Section 21 — Printed as House, No. 3560;

Section 36 — Printed as House, No. 3561;

Section 45 — Printed as House, No. 3562;

Section 81 — Printed as House, No. 3563;

Sections 114 to 134, inclusive, and 216 and 217 — Printed as House, No. 3564; and

Section 207 — Printed as House, No. 3565;

Severally, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

*Messages from the Governor — Supplemental Appropriations
Bill Returned with Reductions, Disapprovals
and Amendments.*

Message from His Excellency the Governor returning with his disapproval of certain items and sections and parts of certain items and sections, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 3539] (for message, see House, No. 3555), was filed in the office of the Clerk on Thursday, July 11. Supplemental
appropriations,—
disapprovals
and
reductions.

So much of the message as relates to the disapprovals and reductions was referred, under Rule 30, to the committee on Ways and Means.

Supplemental appropriations,— amendments to sections 4, 74 and 75.

Message from His Excellency the Governor (pursuant to Article XC of the Amendments to the Constitution) returning with recommendation of amendment to sections 4, 74 and 75 contained in the engrossed Bill making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 3539] (for message, see House, No. 3553), filed in the office of the Clerk on Thursday, July 11.

The message was read; and said sections (printed as House, No. 3556) were referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Supplemental appropriations,— amendment to section 23.

Message from His Excellency the Governor (pursuant to Article XC of the Amendments to the Constitution) returning with recommendation of amendment to section 23 of the engrossed Bill making appropriations for the fiscal year 2013 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 3539] (for message, see House, No. 3554), filed in the office of the Clerk on Thursday, July 11.

The message was read; and said section (printed as House, No. 3557) was referred, on motion of Mr. Speliotis of Danvers, to the committee on Bills in the Third Reading.

Message from the Governor.

Supplemental appropriations.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2014 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3567), was filed in the office of the Clerk on Friday, July 12, 2013.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Kenneth Lamb.

Resolutions (filed by Representatives D’Emilia of Bridgewater, Barrows of Mansfield, Cronin of Easton and O’Connell of Taunton) congratulating Sergeant Detective Kenneth A. Lamb on the occasion of his retirement from the Boston Police Department;

Lewis Evangelidis.

Resolutions (filed by Mr. Kuros of Uxbridge) congratulating Worcester County Sheriff Lewis Evangelidis for his extraordinary efforts to reduce drug and alcohol usage among teens;

Nelson Mandela Day.

Resolutions (filed by Mr. Lewis of Winchester and other members of the House) commending the United Nations on their observance of Nelson Mandela International Day on July 18, 2013; and

Natick, — POW/MIA Memorial Chair.

Resolutions (filed by Mr. Linsky of Natick) honoring prisoners of war and those missing in action on the dedication of the Prisoner of War/Missing in Action Memorial Chair in the town of Natick;

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Smizik of Brookline, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

A Bill establishing the Worcester County commission on the status of women (Senate, No. 927) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Worcester County,—
status of
women.

A petition (accompanied by bill, Senate, No. 1809) of Bruce E. Tarr, James J. Lyons, Jr., Kathleen O'Connor Ives and Diana DiZoglio (by vote of the town) for legislation relative to affordable housing in the town of North Andover, was referred, in concurrence to the committee on Housing.

North
Andover,—
affordable
housing.

A petition (accompanied by bill, Senate, No. 1815) of Bruce E. Tarr, James J. Lyons, Jr., Kathleen O'Connor Ives and Diana DiZoglio (by vote of the town) for legislation to grant easements at Rea's Pond Sewer Pump Station in the town of North Andover, came from the Senate referred to the committee on State Administration and Regulatory Oversight.

North
Andover,—
easements.

The House then non-concurred with the Senate in its reference to the committee on State Administration and Regulatory Oversight; and on motion of Ms. Peake of Provincetown, the petition was referred, in non-concurrence, to the committee on Municipalities and Regional Government. Sent to the Senate for its action.

A petition of Michael J. Rodrigues and Paul A. Schmid, III for legislation to authorize the State Retirement Board to grant creditable service to Marion Ishimoto-Yuille, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Marion
Ishimoto-
Yuille,—
creditable
service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1818) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Ronald Mariano relative to requirements for the issuance of a learner's permit to operate a motorcycle. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Motorcycle,—
learner's
permits.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill authorizing the conveyance of certain state land in the town of Sharon (House, No. 2831, changed), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sharon,—
land.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Storage tanks.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to certain tanks used for the storage fluids (House, No. 699), ought to pass with an amendment in line 1 by striking out the year "2010" and inserting in place thereof the year "2012".

Mosquito control.

By the same member, for the same committee, that the Bill relative to pesticide licensing and mosquito control (House, No. 757, changed), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3568).

Debt management.

By the same member, for the same committee, that the Bill relative to the licensing and supervision of debt management services in the Commonwealth (House, No. 875), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3569).

Quincy,—land.

By the same member, for the same committee, that the Bill authorizing the Massachusetts Water Resources Authority to dispose of real property located in the city of Quincy and to grant an access easement upon real property of the Massachusetts Water Resources Authority located in the city of Quincy (House, No. 3469), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3570).

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending. Mr. Kafka of Stoughton, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

West Stockbridge,—evictions.

Providing for the establishment and administration of rent regulations and the control of evictions in mobile home accommodations in the town of West Stockbridge (Senate, No. 1755) [Local Approval Received]; and

Greenfield,—liquor license.

Authorizing the city known as the town of Greenfield to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 1796) [Local Approval Received]; and

House bills

School plans.

Relative to school improvement plans (House, No. 414);

Insurance,—education.

Relative to continuing education requirements for insurance producers (House, No. 880); and

MWRA.

Relative to the Massachusetts Water Resources Authority (House, No. 2268);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measure.

Rose Britton,—sick leave.

The engrossed Bill establishing a sick leave bank for Rose Britton, an employee of the Trial Court (see House, No. 3516), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 7 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate. Bill enacted.

Engrossed Bills.

Engrossed bills

Authorizing the town of Greenfield to grant an additional license for the sale of wines and malt beverages to be drunk on the premises (see Senate, No. 1797) (which originated in the Senate); Bills enacted.

Establishing a district to operate a regional public safety communications and dispatch center for the city known as the town of Franklin and the towns of Norfolk, Plainville and Wrentham (see House, No. 2189);

Authorizing the town of Chelmsford to continue the employment of Fire Chief Michael Curran (see House, No. 2211); and

Establishing a 3-member board of selectmen in the town of Ayer (see House, No. 3356);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill authorizing the town of Freetown to designate a check-off on its tax bills (Senate, No. 1404), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence. Third reading bill.

The House Bill relative to police detail work in the town of Harvard (House, No. 3499), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence. Id.

Order.

On motion of Mr. DeLeo of Winthrop,—
Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at twelve o'clock noon. Next sitting.

At twenty-four minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at twelve o'clock noon.